

PATENT
Docket No. 581

COMBINED DECLARATION AND POWER OF ATTORNEY
(Joint Inventors)

As a below named inventor, I hereby declare that this declaration is for an original application. I believe I am the sole original and first inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

"FIBER OPTIC TRANSCEIVER PACKAGE WITH INTEGRAL EMI GASKET"

The specification for the above entitled invention is filed herewith.

ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of the invention disclosed in this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a). I further acknowledge the duty in any continuation-in-part application to disclose to the Patent and Trademark Office all information known to be material to the patentability of the invention disclosed in this application, as defined in §1.56, which became available to me between the filing date of the prior application and the filing date of this application.

PRIORITY CLAIM

There is no claim of priority for this application.

POWER OF ATTORNEY

As a named inventor, I hereby appoint the following attorney to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith. Please direct all correspondence and telephone calls to:

Keith Kline, Registration Number 32,737
14910 Bonner Court
Morgan Hill, CA 95037-5925
(408) 778-3440

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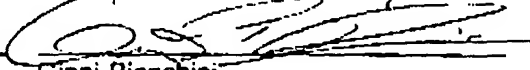
925-862-0970
408.778.3410


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DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued hereon. I further acknowledge the duty in any continuation-in-part application to disclose to the Patent and Trademark Office all information known to be material to the patentability of the invention disclosed in this application, as defined in §1.56, which became available to me between the filing date of the prior application and the filing date of this application.

Date: 9/17/03 
Gioni Bianchini
Post Office Address 11908 Main Street
and Residence: Sunol, CA 94586
Citizen of: United States of America

Date: 9/17/03 
Iggoni Fajardo
Post Office Address 11908 Main Street
and Residence: Sunol, CA 94586
Citizen of: United States of America

FROM :

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Kojen Kiano

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PATENT
Docket No. 581**DECLARATION OF SMALL ENTITY STATUS**
(Small Business Concern)DECLARATION OF STATUS

I hereby declare that I am an official of, and am empowered to act on behalf of, the small business concern identified below:

FOURTE DESIGN & DEVELOPMENT, LLC
11908 Main Street
Sunol, CA 94586

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR §121.3-18, and reproduced in 37 CFR §1.8(d), for purposes of paying reduced fees under §41(a) and §41(b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time, or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I further declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled "FIBER OPTIC TRANSCEIVER PACKAGE WITH INTEGRAL EM GASKET" by inventor(s) Cioni Bianchini and Iggoni Fajardo, described in the application filed herewith.

No other concerns have any rights to the invention.

ACKNOWLEDGEMENT

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR §1.28(b))

DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued hereon.

Date: 9-17-03


James Farquhar, General Manager
Fourte Design & Development, LLC

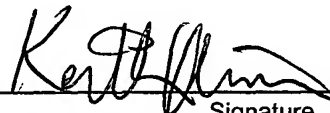
NONPUBLICATION REQUEST UNDER 35 U.S.C. 122(b)(2)(B)(i)	First Named Inventor		GIONI BIANCHINI
	Title	FIBER OPTIC TRANSCEIVER PACKAGE WITH INTEGRAL EMI GASKET	
	Attorney Docket Number		581

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

Sep. 22, 2003

Date


Signature

408.778.3440

Telephone number

Keith Kline

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

This collection of information is required by 37 CFR 1.213(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.